

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

MATTHEW F. ABBOTT,
a resident of Indiana,

Plaintiff,

v.

CASE NO: 08 C 642
JURY TRIAL DEMANDED

STARLINGER NORTH AMERICA, INC.,
an Illinois Corporation,
MAPLAN MASCHINEN und TECHNISCHE
ANLAGEN PLANUNGS und FERTIGUNGS
Gesellschaft m.b.H, an Austrian company, and
STARLINGER & COMPANY Gesellschaft
m.b.H, an Austrian company,

Defendants.

PLAINTIFF'S STATUS REPORT ON SERVICE OF PROCESS

Plaintiff, MATTHEW F. ABBOTT (“plaintiff”), by and through his counsel, Kenneth J. Allen & Associates, files his status report on service of process on Defendants Maplan Maschinen und Technische Anlagen Planungs und Fertigungs and Starlinger & Company (herein “the Austrian Defendants”). For its report, Plaintiff states:

1. On April 30, 2008, Plaintiff's international process server initiated service of process upon the Austrian Defendants by providing certified German translations to the Austrian Court of Plaintiff's Complaint, a Summons, and the signed Request for International Assistance. See Exhibit 1, Affidavit of Celeste Ingalls.

2. Austria is not a signatory to any treaty, convention or multilateral agreement for service of process. The Ministry of Justice in Austria is the entity authorized to receive and effect

service on resident defendants of Austria.

3. There is no obligatory time frame for effecting service by letter rogatory request.

4. Service upon the Austrian Defendant can be expected to take between six months to a year to effect.

5. Attached as Exhibit 2 are the Certified German Translations which were provided to the Ministry of Justice in Austria.

Respectfully submitted,

KENNETH J. ALLEN & ASSOCIATES, P.C.

Attorneys for Plaintiff

s/ Adrian P. Smith

Adrian P. Smith

Service List

Matthew Abbott v. Starlinger North America, Inc., et al.
No. 1:08 CV 642

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